WP(C) 452/2004
BEFORE
HON'BLE MR. JUSTICE B.K. SHARMA

.

By means of this writ petition, the petitioners have prayed for a direction to the respondents to make payment of their salary in the Time Scale of Pay. The petitioners have also challenged the Annexure-'F' letter dated 6.10.2003 by which the direction was issued to stop salary in the Time Scale of Pay.

None appears for the petitioners. I have heard Mr. S. Khound, learned Standing Counsel, B.T.C. as well as Mr. M.R. Pathak, learned Standing Counsel, Education Department.

It is submitted by Mr. Pathak, learned Standing Counsel, Education that unless and until the Primary School teachers cleared their Junior Basic Training course, as per the judgment of this Court dated 14.8.2003 passed in WP(C) No.6034/2001 (Deepa Deka v. State of Assam & Ors) and other connected writ petitions, the L.P. School teachers are not entitled to receive monthly salary in the Time Scale of Pay. He submits that since the teachers are appointed as Stipendiary Teachers, they are entitled to receive monthly stipend till such time they cleared their Junior Basic Training course.

Writ petition was filed in 2004 and it is not known as to whether the petitioners, in the meantime, had been sent to undergo the said training course.

In view of the above, there is nothing wrong in the impugned order and consequently, no direction can be issued to pay salary to the petitioners in the Time Scale of Pay. However, the respondents may consider the case of the petitioners for being sent to the Junior Basic Training Course.

Writ petition is disposed of.